



General Assembly

February Session, 2008

Amendment

LCO No. 5503

HB0510505503SR0

Offered by:

SEN. MCKINNEY, 28th Dist.

To: Subst. House Bill No. 5105

File No. 727

Cal. No. 467

"AN ACT CONCERNING THE MINIMUM WAGE."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 31-60 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2008*):

5 (a) Any employer who pays or agrees to pay to an employee less
6 than the minimum fair wage or overtime wage shall be deemed in
7 violation of the provisions of this part.

8 (b) The Labor Commissioner shall adopt such regulations, in
9 accordance with the provisions of chapter 54, as may be appropriate to
10 carry out the purposes of this part. Such regulations may include, but
11 are not limited to, regulations defining and governing an executive,
12 administrative or professional employee and outside salesperson;
13 learners and apprentices, their number, proportion and length of
14 service; and piece rates in relation to time rates; and shall recognize, as
15 part of the minimum fair wage, gratuities in an amount (1) equal to

16 twenty-nine and three-tenths per cent, effective January 1, 2009, equal
17 to thirty-one per cent, and effective January 1, 2010, equal to thirty-
18 three per cent of the minimum fair wage per hour for persons, other
19 than bartenders, who are employed in the hotel and restaurant
20 industry, including a hotel restaurant, who customarily and regularly
21 receive gratuities, (2) equal to eight and two-tenths per cent, effective
22 January 1, 2009, equal to twelve per cent, and effective January 1, 2010,
23 equal to fifteen per cent of the minimum fair wage per hour for
24 persons employed as bartenders who customarily and regularly
25 receive gratuities, and (3) not to exceed thirty-five cents per hour in
26 any other industry, and shall also recognize deductions and
27 allowances for the value of board, in the amount of eighty-five cents
28 for a full meal and forty-five cents for a light meal, lodging, apparel or
29 other items or services supplied by the employer; and other special
30 conditions or circumstances which may be usual in a particular
31 employer-employee relationship. The commissioner may provide, in
32 such regulations, modifications of the minimum fair wage herein
33 established for learners and apprentices; persons under the age of
34 eighteen years; and for such special cases or classes of cases as the
35 commissioner finds appropriate to prevent curtailment of employment
36 opportunities, avoid undue hardship and safeguard the minimum fair
37 wage herein established. Regulations in effect on July 1, 1973,
38 providing for a board deduction and allowance in an amount differing
39 from that provided in this section shall be construed to be amended
40 consistent with this section without the necessity of convening a wage
41 board or amending such regulations.

42 (c) Regulations adopted by the commissioner pursuant to
43 subsection (b) of this section which define executive, administrative
44 and professional employees shall be updated not later than October 1,
45 2000, and every four years thereafter, to specify that such persons shall
46 be compensated on a salary basis at a rate determined by the Labor
47 Commissioner."